IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 24TH APRIL, 2007 / 4TH VAISAKHA, 1929

WP(C).No. 13556 of 2007(L)

PETITIONER:

K.SHAJI, AGED 38,
SON OF THE LATE KAMALSAN, RESIDING AT K.S.VILA,
KEDAKULAM, ELAKOM P.O., AYIROOR VILLAGE,
THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.A.B.MOHANAKUMAR
SRI.A.D.SHAJAN

RESPONDENTS:

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1. THE GOVERNMENT OF KERALA RERPESENTED BY
THE CHIEF SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DISTRICT SUPERINTENDENT OF POLICE,
DSP (RURAL) OFFICE, KURAVANKONAM,
THIRUVANANTHAPURAM.

3. THE SUB INSPECTOR OF POLICE,
VARKALA POLICE STATION, VARKALA,
THIRUVANANTHAPURAM.

4. HARIDAS, AGED 56, RESIDING AT HARINIVAS,
HARIHARAPURAM, AYIROOR VILLAGE, CHIRAYINKIZHU
TALUK, THIRUVANANTHAPURAM.

5. JOY HARIDAS, AGED 32, SON OF HARIDAS,
RESIDING AT -DO-

BY ADV. SRI.R.ANILKUMAR
SRI.P.BANI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD

ON 24/04/2007, THE COURT ON THE SAME DAY DELIVERED THE

FOLLOWING:

A P P E N D I X

PETITIONER'S EXHIBITS:

Ext.P1: Copy of the complaint dated 8.3.07 lodged before the Sub Inspector of Police by the petitioner.

Ext.P2: Copy of the private complaint dtd.16.4.07 filed by the petitioner before the Judicial Magistrate of the First Class, Varkala.

-True Copy-

P.A.to Judge.

K.R.UDAYABHANU & S. SIRI JAGAN, JJ.

W.P(C) NO. 13556 OF 2007 - L

Dated this the 24h day of April, 2007

J U D G M E N T

SIRI JAGAN,J

The petitioner apprehends danger to his life from respondents 4 and 5 who are his father-in-law and brother-in-law. Apparently, there is a matrimonial dispute between the petitioner and his wife, as a result of which these proceedings have arisen.

2. Learned counsel for respondents 4 and 5 submits that they have no intention to cause any harm to the petitioner. The learned Government Pleader submits that the petitioner is an accused in a crime registered as per the complaint of his wife under Section 498 A of the Indian Penal Code.

3. In view of the above circumstances, we close the writ petition recording the submission of respondents 4 and 5 that they have no intention to cause any harm to the petitioner. Despite of the fact that the petitioner is an

accused in a crime under Section 498 A, if there is any threat to his life, the third respondent shall, on request from the petitioner, take appropriate action as warranted by law.

Sd/-
K.R.UDAYABHANU,
Judge

sd/-
S. SIRI JAGAN,
Judge

Mbs/

-True copy-

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:13-02-2007